

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

In re: TEXTAINER PARTNERSHIP  
SECURITIES LITIGATION

Master File No. C-05-00969-MMC

CLASS ACTION

**STIPULATION AND ~~[PROPOSED]~~  
ORDER CONTINUING THE HEARING  
REGARDING LEAD PLAINTIFF  
MOTIONS AND CASE MANAGEMENT  
CONFERENCE**

THIS DOCUMENT RELATES TO:  
ALL ACTIONS

WHEREAS pending before the Court are two competing motions to be appointed lead plaintiff in this action, both of which are set for hearing on June 24, 2005;

WHEREAS a scheduling conflict exists for lead plaintiff movant Stephen L. Craig on that date;

WHEREAS counsel for movants Gordon Family Trust and Warren Heller does not object to continuing the hearing to 9:00 a.m. on July 8, 2005;

WHEREAS the lead plaintiff movants, as well as all defendants, believe it therefore makes sense to continue the case management conference scheduled for July 8, 2005 to 10:30 a.m. on July 29, 2005 so the party appointed as lead plaintiff and the defendants can confer and prepare a joint case management conference statement;

**IT IS HEREBY STIPULATED:**

1. The hearing regarding the two competing lead plaintiff motions presently scheduled for June 24, 2005 is continued to 9:00 a.m. on July 8, 2005;

2. The case management conference presently scheduled for July 8, 2005 is continued to 10:30 a.m. on July 29, 2005;

3. The party appointed as lead plaintiff and the defendants shall submit a joint case management conference statement no later than five Court days prior to the case management conference.

Dated: June 1, 2005

By: 

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- and -

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Stephen L. Craig

1 Dated: June 2, 2005

By: 

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Counsel for Lead Plaintiff Movants  
Gordon Family Trust and Warren Heller

2 Dated: June \_\_, 2005

By: \_\_\_\_\_

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Counsel for the Textainer Defendants and  
Defendant John A. Maccarone

3 Dated: June \_\_, 2005

By: \_\_\_\_\_

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Counsel for Defendant RFH, Ltd.

4 IT IS SO ORDERED.

5 Dated: June \_\_, 2005

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HON. MAXINE M. CHESNEY  
UNITED STATES DISTRICT JUDGE

1 Dated: June \_\_, 2005

By: \_\_\_\_\_

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Counsel for Lead Plaintiff Movants  
Gordon Family Trust and Warren Heller

8 Dated: June 2, 2005

By: Terry M. Gordon

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15 Dated: June 2, 2005

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Counsel for Defendant RFH, Ltd.

22 **IT IS SO ORDERED.**

23 Dated: June \_\_, 2005

26 **HON. MAXINE M. CHESNEY**  
**UNITED STATES DISTRICT JUDGE**

1 Dated: June \_\_, 2005

2 By: \_\_\_\_\_

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11 Counsel for Lead Plaintiff Movants  
12 Gordon Family Trust and Warren Heller

13 Dated: June \_\_, 2005

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23 Defendant John A. Maccarone

24 Dated: June 2, 2005

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Counsel for Defendant RFH, Ltd.

29 IT IS SO ORDERED.

30 Dated: June 2, 2005



31 HON. MAXINE M. CHESNEY  
32 UNITED STATES DISTRICT JUDGE